

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION AT JACKSON**

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STATE FARM FIRE AND CASUALTY COMPANY,

Plaintiff,

vs.

NO: 1:15-cv-01251-JDB-egb

BECK'S BRANCH, INC.; RIVER BREEZE  
ESTATES ASSOCIATES, LLC; RIVERBREEZE AT  
BECK'S BRANCH HOMEOWNER'S ASSOCIATION  
INC.; RIVER BREEZE ESTATES HOMEOWNERS  
ASSOCIATION; RIVER BREEZE ESTATES AT  
BECK'S BRANCH HOMEOWNERS ASSOCIATION,  
INC.; CHARLES RUTHERFORD; JEFF COX;  
DLPJW, LLC; RICHARD GLENN RUTHERFORD, JR.;  
MYRA RUTHERFORD; LARRY DEAN MASSEY, JR.;  
LARRY B. SANDERS, SR.; DOUGLAS S. SWANSON;  
and ROBERT OLSON

Defendants.

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**PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE  
OF DEFENDANT CHARLES RUTHERFORD**

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Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff State Farm Fire and Casualty Company ("Plaintiff" or "State Farm"), by and through counsel, hereby gives NOTICE of voluntary dismissal without prejudice of Defendant Charles Rutherford before the opposing party either served an answer or motion for summary judgment.

WHEREFORE, PREMISES CONSIDERED, Plaintiff State Farm Fire and Casualty Company, by and through counsel, hereby gives NOTICE of voluntary dismissal without prejudice of Defendant Charles Rutherford only.

Respectfully submitted,

STATE FARM FIRE AND CASUALTY  
COMPANY

**HICKMAN GOZA & SPRAGINS, PLLC**

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/s/ Hal S. (Hank) Spragins, Jr.

DAWN DAVIS CARSON, #21416

HAL S. (HANK) SPRAGINS, JR., #030360

**CERTIFICATE OF SERVICE**

I do hereby certify that I have on this date electronically filed the foregoing document with the Clerk of the Court using the ECF system which sent notification of such filing to all counsel of record, including:

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DATED: February 11, 2016.

/s/ Hal S. (Hank) Spragins, Jr.

HAL S. (HANK) SPRAGINS, JR., #030360